



**CHRIS CHRISTIE**  
Governor

**KIM GUADAGNO**  
Lt. Governor

## **New Jersey Office of the Attorney General**

Division of Consumer Affairs  
New Jersey Cemetery Board  
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### **\*NEW JERSEY CEMETERY BOARD\***

### **PUBLIC SESSION MINUTES**

**JULY 14, 2011**

**Mailing Address:**  
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***Due to lack of quorum this meeting was held in Committee.***

A regular meeting of the New Jersey Cemetery Board was held at 124 Halsey Street, Newark, NJ, on the sixth floor, on Thursday, July 14, 2011. The meeting was convened in accordance with the schedule filed with the Secretary of State and was conducted in accordance with the provisions of the Open Public Meeting Act, Chapter 321, P.L. Notice of the meeting was prepared in the office of the Board and mailed on September 2, 2010 to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press and the Trenton Times. Board Chair William Nichols called the meeting to order at 10:00 AM. A roll call was taken and the following attendance of Board members was recorded for these minutes:

Lawrence Colasurdo	Present
Paul M. Desbiens	Present
Waheed Khalid	Absent
June Nikola	Absent
William Nichols	Present
Jeffrey Kasko	Present

Also in attendance were: Dianne L. Tamaroglio, Executive Director, New Jersey Cemetery Board; Deputy Attorney General John Hugelmeyer; and Ellen Green, Board Secretary.

#### **I. APPROVAL OF PUBLIC SESSION MEETING MINUTES OF JUNE 9, 2011**

The Committee of the Board will recommend to the full Board that the Public Session Meeting Minutes of June 9, 2011 be approved as corrected.

#### **II. OLD BUSINESS**

##### **A. Hoboken Cemetery (CA #183)**

Executive Director Dianne L. Tamaroglio advised the Board that there will be a Lot Owners Meeting for Hoboken Cemetery today for the purpose of establishing a new Board of Trustees. This matter will be carried over pending notification of the establishment of a Board of Trustees for the cemetery.

**B. Withdrawal of money from the principal of the Trust Fund**  
**Re: Jersey State Memorial Park**

On June 9, 2011 the Committee of the Board made the recommendation that the Board rescind the Provisional Order of Discipline (previously authorized) and authorize DAG John Hugelmeyer to draft a Uniform Penalty Letter with a \$500.00 Civil Penalty to Mr. Sparno for withdrawing \$32,500.00 from the Trust Fund without the Board's permission. The recommendation will be brought to the full Board for a vote at the September 8, 2011 Board meeting. The Board had written to Mr. Sparno asking him to provide a copy of the results of the perk tests that were conducted several years ago at JSMP that determined that bathrooms could not be installed at the cemetery. Anthony Sparno responded to the Board stating that Jersey State Memorial Park has had portable bathrooms with running water for the past ten years. Mr. Sparno said he is unaware of any perk test being conducted and therefore he cannot provide any information about its results. This matter will be carried over.

**C. Withdrawal from the Maintenance & Preservation Trust Fund**  
**Re: Greenville Cemetery Association (CA #282)**

Executive Director Dianne L. Tamaroglio has written to Ronald P. Vogel, Treasurer, Greenville Cemetery Association advising that the Board has extended the date to December 31, 2011 for the balance of withdrawal from the cemetery's Trust Fund, in the amount of \$561.00, to be re-deposited. This matter will be carried over.

**D. Correspondence from Debbie L. McClelland, Secretary, Trustee, Odd Fellows Cemetery (CA #39)**

On June 9, 2011 the Board reviewed a letter from Debbie McClelland Secretary, Trustee, Odd Fellows Cemetery wherein it was noted that the money that was transferred to the Cemetery's Trust Fund was taken from a Mausoleum Building Trust Fund not from an unrestricted fund as the Board had thought. Executive Director Dianne L. Tamaroglio wrote to Ms. McClelland advising that the money has to be returned to the Mausoleum Building Trust and asked for a payment plan. To date there has been no response. Ms. Tamaroglio will follow up. This matter will be carried over.

**II. NEW BUSINESS**

**A. Approval of Bulk Sales**

**Forest Lawn Memorial Gardens, Clover Leaf Memorial Park, Iselin, NJ**  
**(CA #14) to Brooklyn Garment Workers (ASIA) Units, Brooklyn, NJ**

Executive Director Dianne L. Tamaroglio approved the bulk sale of 98 interment spaces \$105,350.00 (\$1075.00 per grave). The required 15% will be deposited into the Maintenance & Preservation Trust Fund of Forest Lawn Memorial Gardens.

**Forest Lawn Memorial Gardens, Clover Leaf Memorial Park, Iselin, NJ  
(CA #14) to Bayshube Management, Inc., Brooklyn, NJ**

*Executive Director Dianne L. Tamaroglio approved the bulk sale of 180 interment spaces \$202,500.00 (\$1125.00 per grave). The required 15% will be deposited into the Maintenance & Preservation Trust Fund of Forest Lawn Memorial Gardens.*

**B. Application for lease of cemetery property from Mount Rest Cemetery  
(CA #34) to T-Mobile**

**Paul Desbiens was recused from this matter and moved away from the table.**

*The Board has received an application from Mount Rest Cemetery for the lease of a portion of its property to T-Mobile Northeast, LLC for the establishment of a cell tower. As a requirement for Board approval, an on-site inspection of the area of the lease must be conducted. Executive Director Dianne L. Tamaroglio will conduct this inspection and report her findings to the Board at its next Board meeting. This matter will be carried over.*

**C. New Jersey Cemetery Board 2012 Meeting Dates**

*The Committee reviewed the proposed New Jersey Cemetery Board Meeting Dates for 2012. The Committee of the Board will recommend to the full Board to approve the Meeting Dates for 2012 as follows:*

*January 5, 2012  
February 9, 2012  
March 8, 2012  
April 12, 2012  
May 10, 2012  
June 14, 2012  
July 12, 2012  
August 9, 2012  
September 13, 2012  
October 11, 2012  
November 8, 2012  
December 13, 2012*

*This matter will be carried over to the September 8, 2011 Board meeting.*

**D. Maintenance & Preservation Trust Fund Dwindling  
Re: Odd Fellows Cemetery (CA #330)**

*It has been brought to the attention of the Board that Odd Fellows Cemetery's Trust Fund has gone from a couple of thousand dollars to \$50.00. It would appear that the Fund is being used as both the Trust Fund and Operating Fund. Board Accountant George Booktor will make an appointment to meet with the cemetery to review its records. This matter will be carried over.*

**E. Request for adjournment of the August 11, 2011 Board Meeting**

*Executive Director Dianne L. Tamaroglio asked that the August 11, 2011 Board meeting be adjourned due to lack of quorum. The Committee approved the adjournment.*

**IV. FOR YOUR INFORMATION**

**A. Notification of Civil Action**

***Fairview Mausoleum Co., et als, v PNC Bank, N.A., et als.  
Docket No.:BER-L-10286-10***

***Fairview Mausoleum Co., et als. v PNC Bank, N.N. et als.  
Docket No.: BER-L-10286-10***

***State of NJ by the Commissioner of Transportation v Harleigh Cemetery Association, et al.  
Docket No.: L-2218-11***

***Kabeara Hamilton, Ekima Hamilton, Raheen Hamilton, Anthony Hamilton & Andre Hamilton, Plaintiffs, v Rosemount Memorial Park, John Does 1-10, Jane Does, 1-10, & ABC Corporations 1-10, Defendants***

**B. New Jersey State Board of Mortuary Science**

***Open Session Meeting Minutes January 4, 2011***

***Open Session Meeting Minutes March 1, 2011***

***Open Session Meeting Minutes April 5, 2011***

**C. Newspaper Article**

***Cemetery honors a baseball player  
The Herald News 6/15/11***

***Lawsuit filed by 2 N.Y.C. sisters in Linden gravesite mixup***

*The above matters were considered informational for the Board requiring no discussion or decision making.*

**V. PUBLIC COMMENT**

*Judy Welshons, Executive Director, New Jersey Cemetery Association advised the Committee that former Board member Cynthia Blacksberg recently passed away. Also, Ms. Welshons advised that the Association has been submitting resumes to the Governor's Office for new Board Member appointments.*

**VI. ADJOURNMENT**

*A motion was made by Paul Desbiens and seconded by Lawrence Colasurdo to adjourn Public Session at 10:20 AM and move into Executive Session at 10:40 AM. A vote was taken and the motion was passed by a unanimous vote. The Committee moved into Executive Session to discuss the following matters involving investigations and/or violations of the Board's regulations:*

- 1. Three (3) new matters or complaints filed with the Board which required review and recommendations in regard to investigation and/or actions; and*
- 2. Twelve(12) matters where additional information has been submitted to the Board pending investigations.*

*The substance of these investigations shall remain confidential until disclosure is permitted by law. Board action arising from such discussions will be made public at such time official action is taken on these matters, if permitted by law. A motion was made by Lawrence Colasurdo and seconded by Paul Desbiens to adjourn the Committee meeting of July 14, 2011 A vote was taken and the Board meeting was adjourned at 1:30 PM.*

*Respectfully Submitted,*

*Dianne L. Tamaroglio  
Executive Director*